

ASSEMBLY BILL

No. 870

Introduced by Assembly Member Bermudez

February 18, 2005

An act to amend Section 66025 of the Education Code, relating to public postsecondary education, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 870, as introduced, Bermudez. Public postsecondary education: limitations on tuition and mandatory systemwide fee increases.

Existing law establishes the University of California, administered by the Regents of the University of California, and the California State University, administered by the Trustees of the California State University, as 2 of the segments of public postsecondary education in this state. Existing law authorizes these segments to charge students fees for attendance at the institutions of higher education they operate.

This bill would require that, commencing with the 2005-06 fiscal year, tuition and mandatory systemwide fees charged to students at the University of California and the California State University shall not increase by more than 2% above the level charged in the immediately preceding fiscal year, unless at least $\frac{1}{3}$ of the revenue that accrues to the respective segments because of the increase is used to fund student financial aid programs at the respective segments.

Pursuant to a provision of existing law, the bill would apply to the University of California only to the extent that the regents, by appropriate resolution, act to make it applicable.

The bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 66025 of the Education Code is
2 amended to read:

3 66025. (a) (1) Systemwide fees charged to resident
4 undergraduate students at the University of California and the
5 California State University shall be reduced for the 1998–99
6 fiscal year by 5 percent below the level charged during the
7 1997–98 fiscal year, and the systemwide fees charged to those
8 students for the 1999–2000 fiscal year shall be reduced by 5
9 percent below the level charged during the 1998–99 fiscal year.
10 Systemwide education and registration fees charged to resident
11 graduate students at the University of California and the
12 California State University for the 1999–2000 fiscal year shall be
13 reduced by 5 percent below the level charged those resident
14 students for the 1997–98 fiscal year. ~~This~~

15 (2) *Commencing with the 2005-06 fiscal year, tuition and*
16 *mandatory systemwide fees charged to students at the University*
17 *of California and the California State University shall not*
18 *increase by more than 2 percent above the level charged in the*
19 *immediately preceding fiscal year, unless at least one-third of the*
20 *revenue that accrues to the respective segments because of the*
21 *increase is used to fund student financial aid programs at the*
22 *respective segments.*

23 (3) *This subdivision does not apply to resident students*
24 *pursuing a course of study leading to a professional degree who*
25 *are subject to a supplemental fee pursuant to the policy of the*
26 *University of California.*

27 (b) No provision of this section shall apply to the University of
28 California except to the extent that the Regents of the University
29 of California, by appropriate resolution, make that provision
30 applicable.

31 SEC. 2. This act is an urgency statute necessary for the
32 immediate preservation of the public peace, health, or safety
33 within the meaning of Article IV of the Constitution and shall go
34 into immediate effect. The facts constituting the necessity are:

1 So that this act may begin to control the increases in tuition and
2 mandatory systemwide fees at the University of California and
3 the California State University in time for the commencement of
4 the 2005-06 fiscal year, it is necessary that this act take effect
5 immediately.

O